

Remarks

In response to the Final Office Action mailed September 7, 2005, Applicants respectfully request that the Examiner reconsider the rejections of the remaining claims.

Claims 1-11 are pending in the Application.

Claims 1-11 stand rejected.

Claim 6 is currently cancelled.

Claims 7 and 8 are currently amended.

Rejections under 35 U.S.C. § 102

Claim 6 stands rejected under 35 U.S.C. § 102(e) as anticipated by *Colson* (U.S. patent number 6,236,909). Claim 6 is currently cancelled without prejudice.

Rejections under 35 U.S.C. § 103

Claims 1-5 and 7-11 stand rejected under 35 U.S.C. § 103 based on *Colson* in view of other references. According to 35 U.S.C. § 103(c)(1), subject matter developed by another person which qualifies as prior art only under one or more of § 102(e), § 102(f) and § 102(g), shall not preclude patentability where the subject matter and the claimed inventors were, at the time the invention was made, owned by the same person or subject to an assignment to the same person. At the time the present invention (the subject of claims 1-5 and 7-11) was made, it was subject to Assignment to International Business Machines (IBM), the Assignee of *Colson*. Therefore, under 35 U.S.C. § 103(c)(1), *Colson* should not be used to reject claims 1-5 and 7-11. Accordingly, Applicants respectfully request the withdrawal of the rejections based on *Colson*.

Conclusion

Claims 7-8 are currently amended. For at least the reasons stated herein and in the previous Amendment, Applicants respectfully submit that all remaining claims are patentable over the cited art.

If the Examiner has any questions or comments concerning this paper or the present application in general, the Examiner is invited to call the undersigned at 512-370-2851.

Respectfully submitted,
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